



e.f. 15/

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

Misc. Appeal No. 464 of 2004

(Memorandum of Misc. Appeal U/s 173 of M.V. Act)

APPELLANT

: Archana Jain W/o Harendra Kumar Jain,
aged 30 years, resident of Pathanshahi
Nawarangpur, Tehsil and District
Nawarangpur (Orissa).

Versus

RESPONDENTS

1. Salim Khan S/o Babukhan, aged about 27 years, r/o Sanjay Nagar Kanker District Kanker (CG).
2. Smt. Jamila W/o Abdul Rashid r/o Near Masjid Kanker District Kanker.
3. Oriental Insurance Company Limited Kachhari Chowk, Jail Road, Raipur.

P. R. No. 1618/04
Presented by Shri. Sant Sahel
dated 15-11-04

Note : Respondents no. 4, 5, 6 have been
exempted, therefore they have not
been made party in this appeal.

MEMORANDUM OF MISC. APPEAL UNDER SECTION 173 OF MOTOR VEHICLE
ACT

HIGH COURT OF CHHATTISGARH : BILASPUR
(LOK ADALAT)

(N)

MISCELLANEOUS APPEAL NO. 464/2004

Appellant :

Archana Jain

Versus

Respondents:

Salim Khan and others.

(Arising out of Claim Case No. 288/2002)

02-12-2006

Shri B.K. Jain, counsel for the appellant.

None for respondents No.1 & 2.

Shri Anand Kumar Gupta, Administrative Officer, the Oriental Insurance Company Limited with Smt. Chitra Shrivastava, counsel for respondent No.3.

In terms of compromise, award is passed as below:-

- 1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.43,000/- (Rupees Forty three Thousand Only) to the appellant.
- 2) For disbursement and deposit in FDR, the direction and ratio adopted by the Tribunal, if any, shall follow.
- 3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
- 4) Appellant shall be entitled to receive interest on the amount so deposited, if any.
- 5) In view of the above, appeal against respondent No.1 and 2 stands dismissed.
- 6) Out of the above amount, Rs.430/- (Rupees Four hundred thirty only) shall be paid to counsel for the appellant directly by the Insurance Company towards counsel fee.
- 7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
- 8) Copy of the award shall be given to the parties free of cost.

Sd/-

V.K. Shrivastava
Judge

Sd/-

Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

2.12.06